

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

DELORES MINIX, an individual,

No. C 11-3478 CW

Plaintiff,

ORDER DISMISSING
PLAINTIFF'S CLAIMS
AGAINST DEFENDANT
NDEX WEST FOR
FAILURE TO
PROSECUTE

v.

JP MORGAN CHASE BANK, N.A.;
MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC.; NDEX WEST, LLC and
DOES 1 through 50, inclusive,

Defendants.

On June 14, 2011, Plaintiff Delores Minix filed this action against Defendants JP Morgan Chase Bank, N.A., Mortgage Electronic Registration Systems, Inc. (MERS) and NDEX West, LLC. On July 15, 2011, JP Morgan Chase and MERS removed the action to federal court. On January 3, 2012, the Court granted JP Morgan Chase's and MERS' unopposed motion to dismiss the claims against them and set a deadline for Plaintiff to serve the summons and complaint on the remaining Defendant, NDEX West, in accordance with Federal Rule of Civil Procedure 4(m). Plaintiff has failed to meet the January 17, 2012 deadline for service. Accordingly, Plaintiff's claims against NDEX West are dismissed without prejudice for failure to prosecute. The clerk shall close this case.

IT IS SO ORDERED.

Dated: 1/19/2012


CLAUDIA WILKEN
United States District Judge